

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:19-CV-505-D


AQUESTIVE THERAPEUTICS, INC.,)
)
Plaintiff,)
)
v.)
)
BIODELIVERY SCIENCES)
INTERNATIONAL, INC.,)
)
Defendant.)

ORDER

On March 16, 2021, the court issued a comprehensive order. See [D.E. 41]. Unsatisfied with the outcome, Biodelivery Sciences International, Inc. (“BDSI” or “defendant”) filed a motion to dismiss under Federal Rule 12(c) [D.E. 45] and a memorandum in support [D.E. 46]. On April 21, 2021, Aquestive Therapeutics, Inc. responded in opposition and persuasively explained why it had standing and why the court should deny BDSI’s latest meritless motion. See [D.E. 47]. On May 11, 2021, BDSI replied [D.E. 52].

The court has reviewed the record and governing law. The court DENIES as meritless defendant’s motion to dismiss [D.E. 45].

SO ORDERED. This 10 day of August 2021.


JAMES C. DEVER III
United States District Judge